Remarks

The Applicant submits herewith a Preliminary Amendment in response to the Decision on Appeal 2011-010516 dated July 24, 2012. Support for the claim amendment to Claim 1 is supported throughout the original specification and figures, and no new matter has been entered by the same. The Decision on Appeal overturned the rejection of Claims 77, 78, and 80-85. The Applicant respectfully submits that the pending claims be permitted to allowance in view of the Decision on Appeal. No fee is believed to be due; however, the Commissioner is authorized to charge any additional fees regarding this filing, and/or credit any overpayment to deposit account No. 18-2000

Respectfully submitted,

Lalle

J. Peter Paredes Reg. No. 57,364

August 23, 2012

ROSENBAUM & SILVERT, P.C.

1480 Techny Road Northbrook, Illinois 60062 Tel. 847-770-6000

Fax. 847-770-6006

E-Mail: jparedes@biopatentlaw.com

Attorneys for Applicant/Appellant

116622 5